



3. The Defendants were permitted to file their Motion for Summary Judgment at the time they did so, and the timing of Defendants' Motion for Summary Judgment is not an excuse for Plaintiff's failure to adhere to the Local Rules when filing her Objection.

### **Conclusion**

For the foregoing reasons, Defendants Bolton and Leonard respectfully request that their Motion to Strike be granted, or, alternatively, their material facts be deemed admitted.

Respectfully submitted,

**Steven A. Bolton and Celia K. Leonard,**

By their Counsel,

**UPTON & HATFIELD, LLP,**

Date: May 29, 2024

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was this day forwarded to all counsel of record through the Court's E-filing system.

/s/ Russell F. Hilliard

Russell F. Hilliard